

Committee Agenda

Committee: House Appropriations
Room: LCR1
Date: Wednesday, February 24, 2010
Time: 8:30 AM

Individuals needing assistance, pursuant to the Americans with Disabilities Act, should contact the Legislative Research Council (605-773-3251) 48 hours before convening to make any necessary arrangements.

[SB 27*](#) **authorize the South Dakota Building Authority and the Department of Human Services to provide for the design, construction, and equipping of a dietary services building addition at the Human Services Center.**
The Committee on Appropriations at the request of the Department of Human Services

[SB 47*](#) **authorize a carryover of the fiscal year 2010 state aid to special education appropriation to fiscal year 2011.**
The Committee on Appropriations at the request of the Bureau of Finance and Management

[SB 66](#) **make an appropriation to fund property tax and sales tax refunds for certain elderly persons and persons with a disability.**
The Committee on Appropriations at the request of the Office of the Governor

BILLS FOR POSSIBLE ACTION WHICH HAVE HAD PRIOR HEARING.

[SB 22](#) **establish a fund for the collection of donations to the birth to three program.**
The Committee on Education at the request of the Department of Education

LARRY TIDEMANN, Chair

Committee Agenda

Committee: House Commerce
Room: 464
Date: Wednesday, February 24, 2010
Time: 10:00 AM

Individuals needing assistance, pursuant to the Americans with Disabilities Act, should contact the Legislative Research Council (605-773-3251) 48 hours before convening to make any necessary arrangements.

[SB 15](#) **revise certain codes and standards regarding fire prevention.**
The Committee on Commerce at the request of the Department of Public Safety

[SB 56](#) **update certain citations to federal regulations regarding pipeline safety inspection.**
The Committee on Commerce at the request of the Public Utilities Commission

[SB 57*](#) **revise the time frames for issuing a decision in certain electric service area disputes and adequacy of service complaints.**
The Committee on Commerce at the request of the Public Utilities Commission

[SB 60*](#) **revise certain provisions regarding the siting of energy facilities by the Public Utilities Commission.**
The Committee on Commerce at the request of the Public Utilities Commission

[SB 90](#) **provide an exception from one-call notification requirements to natural gas operators in emergency situations.**
Senators Hansen (Tom), Gillespie, Heidepriem, Miles, Novstrup (Al), Olson (Russell), and Peterson and Representatives Hamiel, Carson, Feickert, Hunhoff (Bernie), Rausch, Rave, Schlekeway, Solum, Street, Tidemann, and Turbiville

BILLS FOR POSSIBLE ACTION WHICH HAVE HAD PRIOR HEARING.

TIM ROUNDS, Chair

Committee Agenda

Committee: House Education
Room: 413
Date: Wednesday, February 24, 2010
Time: 7:45 AM

Individuals needing assistance, pursuant to the Americans with Disabilities Act, should contact the Legislative Research Council (605-773-3251) 48 hours before convening to make any necessary arrangements.

[SB 121](#)* **require the Department of Education to establish certain programs for children who are deaf and hard-of-hearing.**

Senators Ahlers, Bartling, Garnos, and Tieszen and Representatives Thompson, Blake, Gosch, Hoffman, Hunhoff (Bernie), Peters, Sorenson, Steele, and Vanderlinde

[SB 183](#)* **exclude students served in residential treatment facilities from the determination of the small school adjustment in the state aid to general education formula.**

Senators Vehle, Garnos, and Knudson and Representatives Hamiel and Carson

BILLS FOR POSSIBLE ACTION WHICH HAVE HAD PRIOR HEARING.

[SB 63](#)* **provide for the establishment of a pilot charter school in South Dakota if the Department of Education receives a federal grant to fund it.**

The Committee on Education at the request of the Department of Education

ED MCLAUGHLIN, Chair

Committee Agenda

Committee: House Judiciary
Room: 413
Date: Wednesday, February 24, 2010
Time: 10:00 AM

Individuals needing assistance, pursuant to the Americans with Disabilities Act, should contact the Legislative Research Council (605-773-3251) 48 hours before convening to make any necessary arrangements.

[SB 54*](#) **revise certain procedures for the commencement of civil actions by inmates.**
The Committee on Judiciary at the request of the Department of Corrections

[SB 55](#) **revise certain provisions regarding parole eligibility.**
The Committee on Judiciary at the request of the Department of Corrections

[SB 103*](#) **revise certain provisions relating to trusts.**
Senator Knudson and Representatives Cutler and Lust

[SB 109](#) **revise certain provisions concerning the deposit of county funds related to the 24/7 sobriety program.**
Senators Gillespie, Abdallah, Brown, Gant, Maher, Nelson, Olson (Russell), Tieszen, and Turbak Berry and Representatives Schlekeway, Cronin, Cutler, Engels, Fargen, Feickert, Frerichs, Kirkeby, Lederman, Olson (Betty), Rave, Romkema, and Turbiville

BILLS FOR POSSIBLE ACTION WHICH HAVE HAD PRIOR HEARING.

JONI M. CUTLER, Chair

85th Legislative Session – 2010

Committee: House State Affairs

Wednesday, February 24, 2010

P - Present
E - Excused
A - Absent

Roll Call

P Boomgarden
P Feinstein
P Gosch
P Hunhoff (Bernie)
P Lucas
P Lust
P Rausch
P Rave
P Steele
P Turbiville
P Noem, Vice-Chair
P Faehn, Chair

OTHERS PRESENT: See Original Minutes

The meeting was called to order by Chairman Faehn.

MOTION: TO APPROVE THE MINUTES OF FEBRUARY 22, 2010.

Moved by: Rave
Second by: Turbiville
Action: Prevailed by voice vote.

Chairman Faehn handed the gavel to Representative Noem, Vice Chair.

SJR 3: Proposing and submitting to the electors at the next general election an amendment to Article VI of the Constitution of the State of South Dakota, relating to the right of individuals to vote by secret ballot.

Proponents: Representative Bob Faehn

Senator Dave Knudson (Handout 1)
Senator Stanford Adelstein
Joel Dykstra, Save Our Secret Ballot of South Dakota
David Owen, SD Chamber of Commerce & Industry
Deb Mortenson, Associated General Contractors of SD, Incorporated.
Larry Zikmund, Associated General Contractors - Building Chapter
Myron Rau, SD Auto Dealer's Association and SD Trucking Association
Opponents: Joe Kraljic, Brotherhood of Maintenance of Way/IBT
Mark Anderson, SD State Federation of Labor AFL-CIO (Handout 2)

MOTION: AMEND SJR 3

jr3oa

On page 1, line 12, of the printed resolution, delete everything after "state" .

On page 2, line 1, delete "for public office, for any initiative or referendum, or".

Moved by: Engels
Second by: Lucas
Action: Was not acted on.

MOTION: SUBSTITUTE MOTION DO PASS SJR 3

Moved by: Gosch
Second by: Rausch
Action: Prevailed by roll call vote. (9-4-0-0)

Voting Yes: Boomgarden, Gosch, Lust, Rausch, Rave, Steele, Turbiville, Noem, Faehn

Voting No: Engels, Feinstein, Hunhoff (Bernie), Lucas

SB 51: permit the filing of certain documents with the secretary of state by electronic means and to provide penalties for false filings.

Proponents: Chris Nelson, Secretary of State

MOTION: DO PASS SB 51

Moved by: Lucas
Second by: Feinstein
Action: Prevailed by roll call vote. (13-0-0-0)

Voting Yes: Boomgarden, Engels, Feinstein, Gosch, Hunhoff (Bernie), Lucas, Lust, Rausch, Rave, Steele, Turbiville, Noem, Faehn

MOTION: PLACE SB 51 ON CONSENT CALENDAR

Moved by: Rausch
Second by: Faehn
Action: Prevailed by voice vote.

The gavel was returned to Chairman Faehn.

SB 61: require an electric utility to file rates for purchases of electricity produced by small renewable power facilities.

Proponents: Dustin Johnson, Public Utilities Commission
Kevin Kouba, Otter Tail Power Company

MOTION: DO PASS SB 61

Moved by: Lust
Second by: Noem
Action: Prevailed by roll call vote. (13-0-0-0)

Voting Yes: Boomgarden, Engels, Feinstein, Gosch, Hunhoff (Bernie), Lucas, Lust, Rausch, Rave, Steele, Turbiville, Noem, Faehn

MOTION: PLACE SB 61 ON CONSENT CALENDAR

Moved by: Gosch
Second by: Rausch
Action: Failed by voice vote.

SB 82: require certain state contracts to be displayed on a searchable internet website.

Proponents: Senator Jason Gant
Neil Fulton, Governor's Office

MOTION: DO PASS SB 82

Moved by: Rausch
Second by: Gosch
Action: Prevailed by roll call vote. (13-0-0-0)

Voting Yes: Boomgarden, Engels, Feinstein, Gosch, Hunhoff (Bernie), Lucas, Lust, Rausch, Rave, Steele, Turbiville, Noem, Faehn

MOTION: PLACE SB 82 ON CONSENT CALENDAR

Moved by: Noem
Second by: Rave
Action: Prevailed by voice vote.

SB 139: revise the membership of the State Building Committee created during the planning stages of certain state facilities.

Proponents: Senator Mike Vehle
Opponents: Monte Kramer, Board of Regents (Handouts 3, 4, & 5)

MOTION: DO PASS SB 139

Moved by: Noem
Second by: Engels
Action: Was not acted on.

MOTION: SUBSTITUTE MOTION DEFER SB 139 TO THE 41ST LEGISLATIVE DAY

Moved by: Rausch
Second by: Turbiville
Action: Prevailed by roll call vote. (8-5-0-0)

Voting Yes: Feinstein, Gosch, Hunhoff (Bernie), Lucas, Rausch, Rave, Turbiville, Faehn

Voting No: Boomgarden, Engels, Lust, Steele, Noem

MOTION: ADJOURN

Moved by: Rausch
Second by: Gosch
Action: Prevailed by voice vote.

Grace Curtis
Committee Secretary

Bob Faehn, Chair